

EXHIBIT E
TO THE COLAROSSİ DECLARATION

LEHMAN BROTHERS

June 22, 2009

Retirement Housing Foundation
Foundation Property Management, Inc.
Bixby Knolls Towers, Inc.
Bluegrass RHF Housing Inc.
DeSmet RHF Housing, Inc.
Gold County Health Center, Inc.
Holly Hill RFH Housing, Inc.
Mayflower RHF Housing, Inc.
Mayflower Gardens Health Facility, Inc.
Merritt Island RHF Housing, Inc.
St. Catherine RHF Housing Inc.
Sun City RHF Housing, Inc.
Yellowwood Acres, Inc.
Martin Luther Foundation, Inc. (each, "RHF Entity")
911 N. Studebaker Road
Long Beach, CA 90815-4900
Attn: Director of Treasury

Ladies and Gentlemen:

I am the head of the Derivatives Legal function for Lehman Brothers Holdings Inc. and its affiliate Lehman Brothers Special Financing Inc. ("Lehman"). Lehman has commenced a case (the "Chapter 11 Case") in the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court") under chapter 11 of title 11 of the United States Code, as amended (the "Bankruptcy Code").

Reference is hereby made to that certain ISDA Master Agreement dated as of June 20, 2008 between Lehman and each of RHF Entity listed above (collectively, "Counterparties") (such agreement, as amended, supplemented or otherwise modified from time to time, and together with any Schedule and Credit Support Annex thereto and Transactions thereunder, the "Agreement"). Terms used and not otherwise defined herein shall have the meanings ascribed thereto in the Agreement.

Lehman is in receipt of your correspondence (the "Termination Notice") purporting to declare an Event of Default and Early Termination Date under the Agreement. The Termination Notice violates the Bankruptcy Code and is accordingly voidable at the election of Lehman. The Bankruptcy Code prohibits the enforcement of ipso facto clauses, such as clauses in executory contracts like the Agreement that permit the termination of such contracts solely based on the filing of bankruptcy cases. *See* 11 USC 365(e)(1). Although the Bankruptcy Code permits a party under certain circumstances to "liquidate, terminate, or accelerate a swap agreement," (11 U.S.C. 560), this authorization is available only for terminations effected solely as a result of the insolvency, financial condition or bankruptcy of the debtor (*see, e.g. In Re Enron Corp.*, 306 B.R. 465 (Bkrtcy.S.D.N.Y. 2004)). Given the amount of time that has passed since the commencement of the Chapter 11 Case, it is clear that Counterparties have not relied upon Lehman's insolvency, financial condition or bankruptcy to liquidate, terminate or accelerate the

Agreement, but has done so on the basis of some other reason. Consequently, Lehman reserves the right to dispute the validity of the Termination Notice and to treat any putative payment to Lehman under Section 6(d)(i) of the Agreement as a pre-payment of Counterparties' on-going obligations to Lehman as if no Early Termination Date had been declared.

This letter is sent without prejudice or limitation to any rights or remedies Lehman may have under any agreement or other document related to the Agreement or applicable law and Lehman hereby reserves all rights and remedies under such agreement(s), document(s) and applicable law. Nothing herein shall be construed as an admission of any fact or the establishment of any position by or on behalf of Lehman.

Further correspondence on this matter may be directed to:

Lehman Brothers
1271 Sixth Avenue, 40th Floor
New York, New York 10020
Attn: Locke R. McMurray
Tel. 212-526-7186
locke.mcmurray@lehman.com

Very truly yours,

A handwritten signature in dark ink, appearing to be 'Locke R. McMurray', written in a cursive style with a long horizontal stroke extending to the right.

Locke R. McMurray

LEHMAN BROTHERS

ON BEHALF OF LEHMAN BROTHERS HOLDINGS INC.

January 14, 2009

To: Counterparties to Lehman Brothers Special Financing Inc

Re: LBSF Standard Settlement Instructions – IMMEDIATE ACTION REQUIRED

Effective immediately, please ensure the beneficiary wire information for settlement transactions with Lehman Brothers Special Financing Inc. are directed to the settlement accounts listed on the following pages. Your prompt attention and implementation is greatly appreciated.

Please make sure to follow these specific directions when remitting funds. Failure to comply with these instructions may cause your remittance to be returned by the bank.

Include your entity's name and trade identifier, if available, in the Reference field.

For all FX transfers other than CAD, EUR, GBP and JPY, instruct "For further credit to: Lehman Brothers Special Financing a/c 152308786598" in the routing instructions (in addition to listing your entity's name and trade identifier in the Reference field).

To the extent any funds are transferred to a Lehman entity in satisfaction of an amount that has been calculated by a counterparty, kindly be advised that unless otherwise specifically agreed Lehman is not able at this time to verify such calculations and must reserve its right to request further funds if its calculations later show a greater amount due, and also reserves any other rights that it may have under applicable law.

If you have any questions, please contact Yuliya Martiak at Yuliya.Martiak@lehman.com or Helen Chu at Helen.Chu@lehman.com.

By: _____



David Coles

Chief Financial Officer, Treasurer and Controller:

Lehman Brothers Special Financing, Inc.

LEHMAN BROTHERS

1271 AVENUE OF THE AMERICAS, 45TH FLOOR, NEW YORK, NY 10019 TEL 212 526-3778

LEHMAN BROTHERS

ON BEHALF OF LEHMAN BROTHERS HOLDINGS INC.

AED (UAE Dirhams)

Pay National Bank of Abu Dhabi, Abu Dhabi
Swift NBADAEAAVOS

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 250009440
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

AUD (Australian Dollar)

Pay National Australia Bank Limited, Melbourne
Swift NATAAU33033

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 1803005789500
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

CAD (Canadian Dollar)

Pay Citibank N.A., London (direct via MT103)
Swift CITIGB2L

For Lehman Brothers Special Financing - DIP
a/c 001-2136333
Reference: [Include your counterparty name and applicable trade identifier]

Send Separate cover message (MT202) via your correspondent bank to Citibank Canada, Toronto (CITICATT)

CHF (Swiss Franc)

Pay UBS AG, Zurich
Swift UBSWCHZH80A

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 02300000078890050000N
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

CZK (Czech Koruna)

Pay BAWAG Bank CZ AS, Prague
Swift BAWACZPP

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 4049215502CZK
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

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LEHMAN BROTHERS

ON BEHALF OF LEHMAN BROTHERS HOLDINGS INC.

DKK (Danish Kroner)

Pay Danske Bank, Copenhagen
Swift DABADKKK

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 39963007504713
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

EUR (Euro)

Pay Citibank N.A., London (without deduction via direct clearing linkage)
Swift CITIGB2L

For Lehman Brothers Special Financing Inc - DIP
a/c 001-2136325
Reference: [Include your counterparty name and applicable trade identifier]

GBP (British Pound)

Pay Citibank N.A., London (without deduction via direct clearing linkage)
Swift CITIGB2L
Sort Code 18-50-08

For Lehman Brothers Special Financing Inc - DIP
a/c 001-2136368
Reference: [Include your counterparty name and applicable trade identifier]

HKD (Hong Kong Dollar)

Pay Hang Seng Bank Limited, Hong Kong
Swift HASEHKHH

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 250012507001
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

HUF (Hungary Forint)

Pay Magyar Kulkereskedelmi Bank RT, Budapest
Swift MKKBHUHB

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 10300002-2052049000003285
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

LEHMAN BROTHERS

1271 AVENUE OF THE AMERICAS, 45TH FLOOR, NEW YORK, NY 10019 TEL 212 526-3778

LEHMAN BROTHERS

ON BEHALF OF LEHMAN BROTHERS HOLDINGS INC.

ILS (Israeli Shekel)

Pay Bank Hapoalim B.M., Tel Aviv
Swift POALILIT

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 517375
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

INR (Indian Rupees)

Pay Bank of Nova Scotia, Bombay
Swift NOSBINBB

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 012/12/921180
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

JPY (Japanese Yen)

Pay Citibank N.A., London (direct via MT103)
Swift CITIGB2L

For Lehman Brothers Special Financing Inc - DIP
a/c 001-2136341
Reference: [Include your counterparty name and applicable trade identifier]

Send Separate cover message (MT202) via your correspondent bank to Citibank N.A., Tokyo (CITIJPJT). Favour acct number a/c 0201109418.

KRW (Korean Won)

Pay Standard Chartered Bank, Seoul
Swift SCBLKRSE

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 5038967254
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

MXN (Mexican Peso)

Pay Banamex, Mexico City
Swift CITIUS33MER

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 00028075053
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

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LEHMAN BROTHERS

ON BEHALF OF LEHMAN BROTHERS HOLDINGS INC.

NOK (Norwegian Kroner)

Pay Den Norske Bank ASA, Oslo
Swift DNBANOKK

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 7001-02-42965
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

NZD (New Zealand Dollar)

Pay Bank of New Zealand, Wellington
Swift BKNZNZ22985

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 2435190001
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

PLN (Polish Zloty)

Pay Bank Pekao SA, Warsaw
Swift PKOPPLPW

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 1458601112
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

SAR (Saudi Riyals)

Pay National Commercial Bank, Jeddah
Swift NCBKSAJE

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 55531159000108
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

SEK (Swedish Kroner)

Pay Skandinaviska Enskildabanken, Stockholm
Swift ESSESESS

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 52018513680
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

LEHMAN BROTHERS

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LEHMAN BROTHERS

ON BEHALF OF LEHMAN BROTHERS HOLDINGS INC.

SGD (Singapore Dollar)

Pay United Overseas Bank, Singapore
Swift UOVBSGSG

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 101-399-071-4
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

THB (Thailand Baht)

Pay Standard Chartered Bank, Bangkok
Swift SCBLTHBX

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 100201482
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

TRY (Turkish Lira)

Pay Garanti Bank, Istanbul
Swift TGBATRIS093

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 930-6499679
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

USD (US Dollar)

Pay Citibank N.A., New York
Swift CITIUS33
ABA 021-000-089

For Lehman Brothers Special Financing Inc. - DIP
a/c 3078-4731
Reference: [Include your counterparty name and applicable trade identifier]

ZAR (South African Rand)

Pay Nedbank, Johannesburg
Swift NEDSZAJJ

For US Bank, Minneapolis, MN
Swift USBKUS44FEX
a/c 1986250784
Attn STL FX
For further credit to: Lehman Brothers Special Financing a/c 152308786598
Reference: [Include your counterparty name and applicable trade identifier]

LEHMAN BROTHERS

1271 AVENUE OF THE AMERICAS, 45TH FLOOR, NEW YORK, NY 10019 TEL 212 526-3778

363

1000

FedEx *US Airbill*
Express

FedEx
Tracking
Number

8696 3656 2298

1 **From** Please print and press hard.

Date 6/22/09 Sender's FedEx Account Number 4032-9384-9

Sender's Name Locke McMurray Phone (646) 333-9979

Company LEHMAN BROS

Address 1271 6TH AVE STE 404 404th Floor

City NEW YORK State NY ZIP 10020-1300

2 **Your Internal Billing Reference**
Print 2 characters will appear on invoice.

3 **To**

Recipient's Name Director of Treasury Phone ()

Company Retirement Housing Foundation

Recipient's Address 411 N. Studebaker Road

We cannot deliver to P.O. boxes or P.O. ZIP codes.

Address Dept./Floor/Suite/Room

To request a package be held at a specific FedEx location, print FedEx address here.

City Long Beach State CA ZIP 90815

04032268634



Ship and track packages at fedex.com

Simplify your shipping. Manage your account. Access all the tools you need.

11
0215
Sender's Copy

4a **Express Package Service**

☐ **FedEx Priority Overnight**
Next business morning - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 2Day**
Second business day - Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Express Saver**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

4b **Express Freight Service**

☐ **FedEx 1Day Freight**
Next business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 2Day Freight**
Second business day - Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 3Day Freight**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

5 **Packaging**

☐ **FedEx Envelope**

☐ **FedEx Pak**
Includes FedEx Small Pak,
FedEx Large Pak, and FedEx Study Pak.

☐ **FedEx Box**

☐ **FedEx Tube**

☐ **Other**

6 **Special Handling**

☐ **SATURDAY Delivery**
NOT Available for
FedEx Standard Overnight,
FedEx First Overnight, FedEx Express
Saver, or FedEx 2Day Freight.

☐ **HOLD Weekday**
at FedEx Location
NOT Available for
FedEx First Overnight.

☐ **HOLD Saturday**
at FedEx Location
Available ONLY for
FedEx 2Day to select locations.

7 **Payment Bill to:**

☐ **Sender**
I will be billed.

☐ **Recipient**

☐ **Third Party**

☐ **Credit Card**

☐ **Cash/Check**

PULL AND RETAIN THIS COPY BEFORE AFFIXING TO THE PACKAGE. NO POUCH NEEDED.

Packages up to 150 lbs.

☐ **FedEx First Overnight**
Early morning delivery to select locations.*
Saturday Delivery NOT available.

Packages over 150 lbs.

☐ **FedEx 3Day Freight**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 2Day Freight**
Second business day - Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 1Day Freight**
Next business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Standard Overnight**
Next business afternoon.*
Saturday Delivery NOT available.

☐ **FedEx Express Saver**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 2Day**
Second business day - Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Priority Overnight**
Next business morning - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Standard Overnight**
Next business afternoon.*
Saturday Delivery NOT available.

☐ **FedEx Express Saver**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 2Day**
Second business day - Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Priority Overnight**
Next business morning - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Standard Overnight**
Next business afternoon.*
Saturday Delivery NOT available.

☐ **FedEx Express Saver**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 2Day**
Second business day - Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Priority Overnight**
Next business morning - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Standard Overnight**
Next business afternoon.*
Saturday Delivery NOT available.

☐ **FedEx Express Saver**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx 2Day**
Second business day - Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Priority Overnight**
Next business morning - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

☐ **FedEx Standard Overnight**
Next business afternoon.*
Saturday Delivery NOT available.

☐ **FedEx Express Saver**
Third business day - Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

Exp. Date

Total Packages

Total Weight

Total Declared Value*

\$.00

*Your liability is limited to \$100 unless you declare a higher value. See back for details. By using this Airbill you agree to the service conditions on the back of this Airbill and in the current FedEx Service Guide, including terms that limit our liability.

8 **Residential Delivery Signature Options**

If you require a signature, check Direct or Indirect.

☐ **No Signature Required**
No signature is required at the delivery address.

☐ **Direct Signature**
Signature of the addressee is required at the delivery address.

☐ **Indirect Signature**
Signature of someone at the delivery address is required at the delivery address.

☐ **Signature Required**
Signature of someone at the delivery address is required at the delivery address.

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☐ **Signature Required**
Signature of someone at the delivery address is required at the delivery address.

Rev. Date 10/09/07-11/15/07 © 1994-2006 FedEx/PRINTED IN U.S.A.-SRS

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